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12/28/94
A/KwC
08/338356

REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION
UNDER 37 CFR 1.62

DOCKET NUMBER: Bayer 8890.1-LH

Address to:

Commissioner of Patents and Trademarks
Box FWC
Washington, D.C. 20231

This is a Request for filing a continuation-in-part,
 continuation, divisional application under 37 CFR 1.62
of prior application Serial No. 08/128,450, filed on September 28, 1993 entitled MICROBICIDAL COMPOSITIONS by the
following named inventor(s)

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|-------------------------|--|---|---|
| FULL NAME OF INVENTOR | FAMILY NAME <u>1-00</u> | FIRST GIVEN NAME <u>LUTZ</u> | SECOND GIVEN NAME |
| RESIDENCE & CITIZENSHIP | CITY <u>D 478000 Krefeld</u> | STATE OF FOREIGN COUNTRY <u>GERMANY</u> <u>DET</u> | COUNTRY OF CITIZENSHIP <u>GERMANY</u> |
| POST OFFICE ADDRESS | POST OFFICE ADDRESS <u>Bayer Aktiengesellschaft</u> | CITY <u>D 51368 Leverkusen</u> | STATE&ZIP CODE/COUNTRY <u>Bayerwerk, GERMANY</u> |

| | | | |
|-------------------------|--|---|---|
| FULL NAME OF INVENTOR | FAMILY NAME <u>2-00</u> | FIRST GIVEN NAME <u>PETER</u> | SECOND GIVEN NAME |
| RESIDENCE & CITIZENSHIP | CITY <u>D 51061 Köln</u> | STATE OF FOREIGN COUNTRY <u>GERMANY</u> <u>DET</u> | COUNTRY OF CITIZENSHIP <u>GERMANY</u> |
| POST OFFICE ADDRESS | POST OFFICE ADDRESS <u>Bayer Aktiengesellschaft</u> | CITY <u>D 51368 Leverkusen</u> | STATE&ZIP CODE/COUNTRY <u>Bayerwerk, GERMANY</u> |

| | | | |
|-------------------------|--|---|---|
| FULL NAME OF INVENTOR | FAMILY NAME <u>3-00</u> | FIRST GIVEN NAME <u>MICHAEL</u> | SECOND GIVEN NAME |
| RESIDENCE & CITIZENSHIP | CITY <u>D 51069 Köln</u> | STATE OF FOREIGN COUNTRY <u>GERMANY</u> <u>DET</u> | COUNTRY OF CITIZENSHIP <u>GERMANY</u> |
| POST OFFICE ADDRESS | POST OFFICE ADDRESS <u>Bayer Aktiengesellschaft</u> | CITY <u>D 51368 Leverkusen</u> | STATE&ZIP CODE/COUNTRY <u>Bayerwerk, GERMANY</u> |

| | | | |
|-------------------------|--|---|---|
| FULL NAME OF INVENTOR | FAMILY NAME <u>4-00</u> | FIRST GIVEN NAME <u>MARTIN</u> | SECOND GIVEN NAME |
| RESIDENCE & CITIZENSHIP | CITY <u>D 42799 Leichlingen</u> | STATE OF FOREIGN COUNTRY <u>GERMANY</u> <u>DET</u> | COUNTRY OF CITIZENSHIP <u>GERMANY</u> |
| POST OFFICE ADDRESS | POST OFFICE ADDRESS <u>Bayer Aktiengesellschaft</u> | CITY <u>D 51368 Leverkusen</u> | STATE&ZIP CODE/COUNTRY <u>Bayerwerk, GERMANY</u> |

over

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|-------------------------|---|---|--|
| FULL NAME OF INVENTOR | FAMILY NAME BUSCHHAUS | FIRST GIVEN NAME HANS-ULRICH | SECOND GIVEN NAME |
| RESIDENCE & CITIZENSHIP | CITY D 47800 Krefeld | STATE OF FOREIGN COUNTRY GERMANY <i>DE</i> | COUNTRY OF CITIZENSHIP GERMANY |
| POST OFFICE ADDRESS | POST OFFICE ADDRESS Bayer Aktiengesellschaft | CITY D 51368 Leverkusen | STATE & ZIP CODE/COUNTRY Bayerwerk, GERMANY |

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|-------------------------|---------------------|--------------------------|--------------------------|
| FULL NAME OF INVENTOR | FAMILY NAME | FIRST GIVEN NAME | SECOND GIVEN NAME |
| RESIDENCE & CITIZENSHIP | CITY | STATE OF FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP |
| POST OFFICE ADDRESS | POST OFFICE ADDRESS | CITY | STATE & ZIP CODE/COUNTRY |

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 CFR 1.60 may be used for applications where the prior application is not to be abandoned.)

1. Enter the amendment previously filed on _____ under 37 CFR 1.116 but unentered, in the prior application.
2. A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

| (1) FOR | (2) NUMBER FILED | (3) NUMBER EXTRA | (4) RATE | (5) CALCULATIONS |
|---|------------------|------------------|-----------------------------|------------------|
| TOTAL CLAIMS | 5 | -20= 0 | X 22.00 | |
| INDEPENDENT CLAIMS | 1 | -3= 0 | X 76.00 | |
| MULTIPLE DEPENDENT CLAIM(S) (IF APPLICABLE) | | | +240.00 | |
| | | | BASIC FEE | +730.00 |
| | | | TOTAL OF ABOVE CALCULATIONS | |
| REDUCTION BY 1/2 FOR SMALL ENTITY (VERIFIED STATEMENT ATTACHED) | | | | - |
| | | | TOTAL = | \$730.00 |

3. The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 02-1445.

4. A check in the amount of \$_____ is enclosed.

5. A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

6. Amend the specification by inserting before the first line the sentence:

C1

This application is a continuation-in-part, continuation, divisional, of application Serial No. 08/128,450, filed September 28, 1993.

7. A verified statement claiming small entity status is enclosed. (Necessary even if a statement was filed in the prior application.)

8. Priority of application Serial No. P 42 33 337.7 filed on October 5, 1992 in Germany is claimed under 35 USC 119.

9. The prior application is assigned of record to Bayer Aktiengesellschaft, D 51368 Leverkusen, Germany at Reel 724 and Frame 496.

10. The power of attorney in the prior application is to: Arnold Sprung, Reg. No. 17,232; Leonard Horn, Reg. No. 17,200; Nathaniel D. Kramer, Reg. No. 25,350 and Ira J. Schaefer, Reg. No. 26,802; Kurt G. Briscoe, Reg. No. 33,141 and William C. Gerstenzang, Reg. No. 27,552.

11. Also enclosed

12. Conditional Petition for Extension

If any extension of time is required, applicant requests that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No. 02-1445.

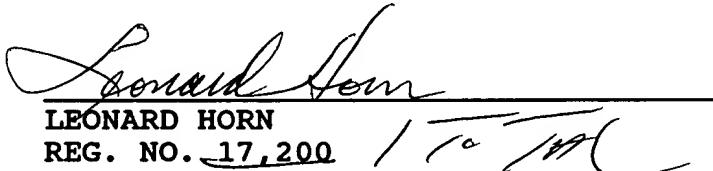
Address all future communications to:

LEONARD HORN
SPRUNG HORN KRAMER & WOODS
660 WHITE PLAINS ROAD
TARRYTOWN, NEW YORK 10591-5144

Direct telephone calls to:
(914) 332-1700

It is understood that secrecy under 35 USC 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

November 14, 1994
DATE


LEONARD HORN
REG. NO. 17,200 / To TMC

- inventor(s)
- attorney or agent of record
- assignee of complete interest
- filed under §1.34(a)

"EXPRESS MAIL" mailing label
NUMBER 1B717629594US

DATE OF DEPOSIT November 14, 1994

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

By: Eric A. Hellmich